

1 THOMAS V. CHRISTOPHER (SBN 185928)
2 Thomas@ThomasChristopherLaw.com
3 THE LAW OFFICES OF THOMAS V.
4 CHRISTOPHER
5 555 California Street, Suite 4925
6 San Francisco, California 94104
7 Telephone: (415) 659-1805
8 Facsimile: (415) 659-1950

9 *Attorneys for Plaintiff 3taps, Inc.*

10 JONATHAN H. BLAVIN (SBN 230269)
11 jonathan.blavin@mto.com
12 NICHOLAS D. FRAM (SBN 288293)
13 nicholas.fram@mto.com
14 ELIA HERRERA (SBN 293278)
15 elia.herrera@mto.com
16 MUNGER, TOLLES & OLSON LLP
17 560 Mission Street, 27th Floor
18 San Francisco, California 94105
19 Telephone: (415) 512-4000
20 Facsimile: (415) 512-4077

21 *Attorneys for Defendant LinkedIn Corporation*

22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 SAN FRANCISCO DIVISION

25 3taps, Inc.,

26 Plaintiff,

27 vs.

28 LinkedIn Corporation,

Defendant.

Case No. 18-cv-00855-EMC

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING INITIAL CASE
MANAGEMENT CONFERENCE**

Judge: Hon. Edward M. Chen

Action Filed: February 8, 2018

Trial Date: None Set

1 WHEREAS, Plaintiff 3taps, Inc. (“3taps”) filed the complaint in the above-captioned
2 action against Defendant LinkedIn Corporation (“LinkedIn”) on February 8, 2018 (“Complaint,”
3 ECF No. 1);

4 WHEREAS, on February 23, 2018, the 3taps Action was reassigned to this Court as related
5 to *hiQ Labs, Inc. v. LinkedIn Corp.*, No. 17-cv-03301-EMC (the “hiQ Action”) (*see* ECF No. 97 in
6 No. 17-cv-03301-EMC) (the “hiQ Action”);

7 WHEREAS, an appeal in the hiQ Action is currently pending in the Court of Appeals for
8 the Ninth Circuit, and the hiQ Action is currently stayed pending resolution of that appeal (No. 17-
9 16783, the “hiQ Appeal”);

10 WHEREAS, pursuant to stipulation, the Court stayed the above-captioned action pending
11 the resolution of the hiQ Appeal (ECF No. 10, the “Stay Order”);

12 WHEREAS, oral argument in the hiQ Appeal was held on March 15, 2018;

13 WHEREAS, the Ninth Circuit has yet to resolve the hiQ Appeal;

14 WHEREAS, the initial case management conference in the above-captioned matter is
15 currently scheduled for August 8, 2019 at 9:30 a.m. (ECF No. 18);

16 NOW, THEREFORE, FOR GOOD CAUSE, IT IS HEREBY STIPULATED AND
17 AGREED:

18 1. The August 8, 2019 initial Case Management Conference is continued to
19 November 14, 2019 at 9:30 a.m. Joint CMC Statement due by November 7, 2019.

20 2. Nothing in this stipulation is intended to displace any provisions of the Stay
21 Order (ECF No. 10).

1 DATED: July 22, 2019

THE LAW OFFICES OF THOMAS V.
CHRISTOPHER

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4 By: /s/ Thomas V. Christopher
THOMAS V. CHRISTOPHER

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6 *Attorneys for Plaintiff 3taps, Inc.*

7 DATED: July 22, 2019

MUNGER, TOLLES & OLSON LLP

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10 By: /s/ Jonathan H. Blavin
JONATHAN H. BLAVIN

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12 *Attorneys for Defendant LinkedIn Corporation*

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14 **N.D. Cal. Civil Local Rule 5-1 Attestation**

15 I, Jonathan H. Blavin, am the ECF user whose credentials were utilized in the electronic
16 filing of this document. In accordance with N.D. Cal. Civil Local Rule 5-1, I hereby attest that
17 Thomas V. Christopher concurred in the filing of this document.

18 /s/ Jonathan H. Blavin
19 Jonathan H. Blavin

20
21
22 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

23
24 DATED: July 23, 2019

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26
27 The Honorable Judge Edward M. Chen

